

**CITY GOVERNMENT
OFFICIAL PROCEEDINGS OF CITY COUNCIL
SAVANNAH, GEORGIA
April 4, 2013**

The regular meeting of Council was held this date at 2:00 p.m. in the Council Chambers of City Hall. The invocation was given by Reverend Quentin Morris, Pastor of Tremont Temple Baptist Church, followed by the Pledge of Allegiance to the Flag.

PRESENT: Mayor Edna Jackson, Presiding
Alderman Van Johnson, II Mayor Pro-Tem
Alderman Tony Thomas, Chairman of Council
Alderman Mary Osborne, Vice-Chairman of Council
Aldermen Carol Bell* (left at 3:45 p.m. to attend out of town meeting)
Tom Bordeaux, Mary Ellen Sprague
John Hall and Estella Shabazz

Acting City Manager Stephanie S. Cutter
City Attorney W. Brooks Stillwell
Assistant City Attorneys William W. Shearouse and Lester B. Johnson, III.

MINUTES

The minutes of the following meetings were approved upon a motion by Alderman Johnson, seconded by Alderman Thomas and unanimously carried:

- Approval of the Summary/Final Minutes of the City Council Work Session/City Manager's Briefing of March 21, 2013 and
- Approval of the City Council Summary/Final Minutes of March 21, 2013.

Upon motion of Alderman Johnson, seconded by Alderman Thomas and carried Mayor Jackson was authorized to sign an affidavit that an Executive Session was held today on personnel where no votes were taken. SEE RESOLUTIONS

ALCOHOL BEVERAGES LICENSE HEARINGS

As advertised, the following alcoholic license petitions were heard. No one appeared in objection to the issuance of the licenses. Upon a motion by Alderman Osborne, seconded by Alderman Thomas and unanimously carried the petitions were approved per the City Manager's recommendations:

Charles M. Aimone for HLC East Bay Inn Properties, LLC t/a East Bay Inn, requested a wine (drink) license with Sunday sales at 225 E. Bay Street, which is located between Lincoln and Abercorn Streets in District 1. (Existing business/new request)

OFFICIAL PROCEEDINGS OF SAVANNAH CITY COUNCIL MEETING 04/04/2013

Charles M. Aimone for HLC Marshall House, LLC t/a The Marshall House, requesting a wine (drink) license with Sunday sales at 123 E. Broughton Street, which is located between Drayton and Abercorn Streets in District 1. (Existing business/new request)

Paula H. Deen for The Lady Enterprises, Inc t/a The Lady and Sons, requested a liquor, beer and wine (drink) license with Sunday sales at 112 W. Congress Street, which is located between Whitaker and Barnard Streets in District 1. (New ownership/location)

Matthew J. Coulter for Full Tilt Ventures t/a Barberitos, requested a beer and wine (drink) license with Sunday sales at 4525 Habersham Street, which is located between E. 61st and E. 62nd Streets in District 4. (Existing business/new request)

Mohamad Araj for Choose's 5, Inc. t/a OPT Market, requested a beer and wine (package) license at 209 East Broad Street, which had a 2012 beer and wine (package) license and is located between E. Hull Street and Oglethorpe Avenue in District 2. (New ownership/management)

ZONING HEARINGS

As advertised - Aurash Kheradmandi, Agent for Abraxas Development LLC, Owner (12-001981), requested to rezone 300 Drayton Street from RIP-A (Residential-Medium Density) to RIP-C (Residential-Medium Density). The Metropolitan Planning Commission (MPC) recommends approval. The property contains an existing commercial building which houses office uses on the second and third levels. All the adjacent properties within the same block house either office or retail uses. The existing R-I-P-A zoning classification and the proposed R-I-P-C classification allow a mix of residential and nonresidential uses as is typical in a downtown area. The primary difference in the districts is the type and intensity of commercial uses that are allowed therein. The RI- P-C zoning classification exists immediately west and south of the subject property and uses similar to the applicant's proposed use currently operate within those districts. (Continued from March 7, 2013.) Upon motion of Alderman Thomas, seconded by Alderman Osborne, this hearing was continued until May 2, 1013.

Continued from the meeting of March 7, 2012 was a hearing on a petition of Phillip R. McCorkle (13-000130-ZA), requested to amend Section 8-3112(c)(5)e.9 of the City of Savannah Zoning Ordinance to amend the provisions regarding the removal of nonconforming billboards. The requested amendment provides that should an applicant for a digital billboard not own or operate any existing nonconforming billboards within the corporate limits of Savannah, such applicant shall be allowed to convert an existing conforming billboard to a digital billboard provided the applicant meets all other requirements and development standards of this ordinance. MPC recommends approval. The approval of digital billboards in Savannah has resulted in a significant reduction of the amount of nonconforming billboard space, especially in residential areas. However, not every company owning billboards in the city has enough (if any) nonconforming billboard space to remove in order to meet the current standards in the ordinance. The proposed amendment addresses this issue while not allowing an increase in the total number of billboards. Amanda Bunce of the MPC outlined their recommendation to allow a company who does not own nonconforming billboard space in the city limits of Savannah to be able to convert an existing conventional billboard to a digital billboard assuming all other standards of the ordinance have been met. The MPC has been working with the City Attorney's Office to offer an additional

sentence that addresses an affidavit that the petitioner would provide stating that they do not have any interest in any conforming billboards and this is proven to the Zoning Administrator. The MPC recommends approval of the text amendment. Attorney Stillwell addressed Council by stating the only thing that was added to the ordinance was the underlined sentence that was given to Council prior to the meeting. Alderman Mary Osborne asked for clarification of the ordinance as it states that if you do not have a nonconforming board you may still apply to put up a digital billboard and if approved, Council would be approving for a company that does not have a nonconforming billboard to apply for an application. Ms. Bunce agreed. Alderman Bell then asked if a petitioner does not have a nonconforming billboard but has a conforming billboard would the applicant be able to convert it to a digital billboard. Ms. Bunce responded by saying that the current ordinance requires an applicant to remove 2 ½ conforming billboard space for every 1 square feet of digital billboard space that they want to erect. There are companies in Savannah that have boards in Savannah that do not own any nonconforming billboard space so they are unable to apply for a digital billboard permit. The proposal would allow those companies that do not have any nonconforming space to take down, a conventional billboard, a billboard that is already erected and convert it to a digital billboard assuming that all other standards of the ordinance can be met. Alderman Bell stated an applicant must own something; as you can't be a petitioner that does not own a conforming or a nonconforming billboard already. Ms. Bunce agreed. Alderman Bordeaux then stated that he wanted to understand how the ordinance works and began stating that a few years back digital billboards blossomed and became the new big thing. The city at that time said we have these small nonconforming billboards usually in a "poor" area of town in which you could not erect one because the current ordinance had been grandfathered in and he referred to these as "trashy billboards". The City Manager then and this Council made a deal basically stating if you get rid of those "trashy billboards" we will let you put up one of these hot shot digital billboards in exchange and some people were left out of it because they did not have any "trashy billboards". The public good that was served through that prior deal was those trashy billboards tended to be in "poor neighborhoods" that were made to look even poorer by having the "trashy billboards". Under the new proposed change, you are asking Council to say if you do not own any of the "trashy billboards" you will be allowed to utilize digital boards, but he wanted to know what the City of Savannah and its people get out of this deal. Ms. Bunce responded by saying they get the conversion of a conventional billboard to a digital billboard and what they do not get is an increase in the number of billboard structures because it requires a conversion of an existing conforming billboard to a digital. So there will not be an erection of a new pole with a new billboard face. Alderman Bordeaux then said that the good that comes out of this is that one conforming billboard that sits with its faced plastered on gets changes to one that glows and its face is bright. He wanted to know was this the deal and is this a good deal? Ms. Bunce reiterated that there are regulations on the brightness of the digital signs and that she happened to have driven by 2 signs. One was conventional and the other was digital and you could not tell the difference in the brightness of the 2 signs which were right across the street from each other. The question was raised by Alderman Bordeaux then why don't we put up digital billboards everywhere? Could it be that the digital billboards can be more of an eyesore than the regular billboards? He really wanted to know what the city gets out of this deal besides the change of 1 billboard to another, and the City really doesn't get anything. Mayor Jackson added that the billboard must meet the requirements of the ordinance and an applicant cannot just pick a billboard. For example, a billboard on 36th Street cannot just be turned into a digital billboard. Ms. Bunce stated that she was correct and there are standards that must be met with extensive separation from another digital billboard; 5000 feet for the same side of the street

and 2,500 feet on the opposite side of the street. There are distance requirements from residential and other uses, that are limited to certain zoning districts, have to be on a 4 lane highway, and have to be classified as a collector or arterial. There is an extensive list of conditions that have to be met which makes it very difficult to even find a site that a digital billboard can be erected on. The applicant would have to find that site and if they do not own the property they would have to be able to enter into a purchase or lease agreement with the property owner and this would be for the construction of a new pole. It is quite difficult to find a location left to erect one of these signs. Mayor Jackson then asked that even if they find a site, the applicant would still have to come back to either the MPC who would notify Council rather or not the sign meets the requirements and this would be done by the Zoning Administrator. Mayor Jackson then asked Alderman Bordeaux that if the owners of the billboards would allow the City to use the billboards for city purposes, there needs to be an agreement worked out to make them available to the City. Alderman Bordeaux stated that in his private discussions about this, one of the suggestions that they made was what could be offered as a currency if they did not have a nonconforming billboard; perhaps they could offer spacing to the city for events. Alderman Sprague asked if there are 19 billboards in the City and Ms. Bunce was not certain of that number and said the Zoning Administrator would know the answer to that. Geoff Goins, Zoning Administrator came up at this time and stated that there are currently 10 and Alderman Sprague asked how many could be allowed? He was not aware of the number. Alderman Sprague continued saying that there are 10 and wanted to know if this would be approved, it could be numerous more? Mr. Goins said that they are not proposing to raise the capital and the capital is 3. Alderman Sprague said she looked at the minutes from the original ordinance and it stated the cap would be somewhere between 0 and 3 and also when looking at the MPC minutes it states that Mr. Goins stated that there are 4 applications 1 which may be potentially built, but the state is going through their review process. Another company has put in applications for 3, this sounds like there are 7 that are being proposed. Mr. Goins answered 1 was submitted and it could be constructed and he believed they received 10 more for digitals but they had to deny all of those and as of today they have 2 applications for zoning permits to build new ones and then there is only 1 and this would be the only 1 remaining of 3. Alderman Sprague said if this would be approved today there would only be 1 more available and could have done what was proposed 2-3 weeks ago that this person could have this 3, or that person this 2 or allow Lamar to come up with another 3 of their own because according to this, Lamar has places where they could put up another 3. Mr. Goins said no, only 3 more can be built period. According to the date of the amendment, October 7, 2011, there would only be space for 3 more, there is no specific site as to where they can go based on the separation of the zoning districts and land uses. Alderman Sprague wanted to know if Council were approving these 3 today and do we know where these signs are going to end up? Mr. Goins said no, you are approving a text amendment and they know that 2 are going to be built, 1 on the corner of Tibet and Abercorn and the other 1 off Highway 516 between Highway 17 and I16, on the west side and the last 1 would be on a first come first serve basis. Alderman Osborne then asked who decides who gets the last 3 signs and would this allow the companies who have ownerships of the other signs to still be able to apply for these 3 as well. Mr. Goins answered anybody can apply and he makes the decisions as to who gets the signs based on the standards and ordinance. Mayor Jackson then asked would this have to be approved again through the MPC or would it come before Council for final approval? Mr. Goins stated that it would have to come through Developmental Services because it is a building permit, reviewed based on the standards. Mayor Jackson stated that her reason for asking was because there may be residential areas within that site and the residents may oppose something like that. Attorney Stillwell said that the

ordinance already states where and where not the signs can be placed and the particular zoning areas. Alderman Johnson stated that when the original ordinance was approved Council did not want a proliferation of the digital billboards, so Council put restrictions on where they would go. What the text amendment would do is allow those who did not conform the opportunity to apply but with no guarantees. Alderman Sprague asked was there a contract of 15-20 years of how long a company would be able to have this. Ms. Bunce responded that there was no contract mentioned in the language in the original ordinance in 2011 when adopted and there is none in the text amendment. Alderman Bordeaux asked if there were any boundaries in the nonconforming billboards under the amended ordinance. If an advertising company wanted to get a digital billboard would they have to give up a conforming billboard? Ms. Bunce agreed that there were boundaries for nonconforming billboards and the conforming billboard owners have nothing to give up. In order to participate in the market is for them to buy a nonconforming space from a company. The company would not be able to erect a new structure in a new location. Alderman Bordeaux wanted to know why the nonconforming owners did not have to give up something of value when the conforming owners had to. Ms. Bunce said that the MPC staff felt comfortable enough in giving the cap of 3 and limiting the market. A company that does not own any nonconforming bill board space can only convert, and cannot go to a brand new site and expand their market. Alderman Osborne then wanted to reiterate on what Alderman Bordeaux called "trashy billboards" which were nonconforming billboards because the companies had to take them down for the digital billboards. The company that is non-compliant is not able to do a digital billboard because they never had any "trashy billboards", yet they are being penalized by not being able to do it. She believes that it is not rational and they should be able to have the remaining boards because they never had any nonconforming boards to begin with which would make it fair. One company had the "trashy billboards" to trade and the other company didn't. Alderman Johnson stated that he understands and this is not what they are voting on today, this vote would be to allow those who did not conform to allow them to put up digital signs. Alderman Thomas said he agreed with both Alderman Bordeaux and Osborne and according to the clerk's records he expressed his concern with the monopolizing of this market the last time it was before Council. At that time that company got with the then City Manager, a gifted lawyer and they came up with a crafty ordinance which allowed them to convert space by giving up what we call "junior" billboards. He will not call them "trashy billboards" but they gave them up because they were not as profitable, and in areas where people really wanted to advertise. One side was able to get rid of junior billboards out of neighborhoods and they were able to say they were doing this in efforts to get rid of blight and to put these digital billboards up. Then it was said lets deal with this down the road and now is the time to deal with the monopolizing company because now the other companies that are competing in the market place want a shot at it. His concern was that there are already permit applications in house on a first come first serve basis, therefore this amendment is only to see who is going to break the monopoly for 1 sign because of the cap. He did not like it then and still don't like it now. It should have been handled differently especially the part Alderman Bordeaux said about what is the city is getting out of it. Now these companies are going to be racing to see who will get that last 1. It gave the city a chance to clean up those neighborhoods but yet it created a greater monopoly to deal with. Alderman Osborne asked is it not more appropriate that the playing field be more leveled for the nonconforming companies. At the time they were filling a void, but it also did not allow the other companies an opportunity to do so and because this will be done on a first come first serve basis, they still have the edge. Mayor Jackson asked where the signs were going to be located and since these were being taken by 1 company this means that the applications that will be received for the 1 available would be

based on all the zoning requirements. Mr. Goins agreed and said this was correct. Alderman Bordeaux stated that most of this discussion was based on rather or not there is a monopoly here or not, why don't they put into the ordinance that no more than 1 business may operate an X number of billboards? Mayor Jackson stated that there is no more available space for digital billboards to be put up in the city unless Council changes the language of the original ordinance. Alderman Bordeaux wanted Mr. Goins to clarify the number of digital billboards and the number of faces. Mr. Goins said that there are 10 poles; with 3 left gives you a total of 13 and the ones that were erected before the 2011 amendments may have double faces, the ones erected after the 2011 amendment can only be single faced. Alderman Bordeaux thanked him and said that they should find a solution to cap on the ones who are monopolizing and give others who are not nonconforming a chance to monopolize. Mayor Jackson then opened the floor up for residents and attorneys to make comments. Artis Woods, City of Savannah resident came forth regarding the beautification of billboards and that the value of a digital billboard is 5 times the value of a regular billboard, this is a lot of money for whoever gets it. She would hate to see this slip through the fingers of the city of Savannah because this was set up to eliminate the visual blight of billboards. She gave an example of David Oglesby who founded an advertising company, creates billboards and other advertisements and quoted a phrase from his autobiography stating that the only people who are in favor of the billboards are the people who make money out of them. Attorney Phil McCorkle stated that he was the applicant and did not feel the need to add anything else, but would answer anything anyone wanted to ask him. Mayor Jackson asked if there were any questions for Mr. McCorkle and there were none. Mr. Dick Estus came forward and stated that he has been in this business in the City of Savannah for over 40 years. This is his first time coming before Council for anything. He has been involved with all the ordinances and anything to do with outdoors advertisement signs for 40 years, but he was not invited to the meeting with Michael Brown, the Mayor and Lamar Advertising when the monopoly was created. If he had been involved he would have requested concessions to prevent a monopoly. He wanted to respond to a number of questions. One being their company would be more than happy to make public service announcements such as Amber alerts. Out of the 3 signs that are left, Lamar has them all and they have none. The only reason he believes that they have put in applications for the 3 in the last 14 months is because of this action today. He hopes they will be allowed to be competitive in this market. Alderman Bordeaux thanked him for meeting with him prior to today's meeting and making it clear for him to understand what was going on and would his company be willing to give up something in exchange for City announcements. Mr. Estus stated that he represents Goldliner Outdoor. He is not one of the owners but feels sure they would be happy to do it as they have before. He believes that all rights were given up in 2011 and that they were not considered and the time has come to tackle this issue and be fair. Alderman Thomas stated that maybe the wording of the ordinance should be changed to state the conforming signs have to give up something just as the nonconforming signs because it would be unfair for the remaining 3 to be impacted and not the ones before. City Attorney Stillwell stated that it would be problematic to ask new billboards to contribute. Alderman Bordeaux said that how come they made someone with a nonconforming billboard pay with their billboards and not make someone who has a conforming billboard pay in advertisement. Alderman Sprague asked Mr. Estus why did he not come before Council in 2011 and back in 2007. He stated he was not notified and knew nothing about it. He used to have all the billboards and he was a Good Samaritan for 40 years, but was not invited to the meetings. He was told that the former City Manager at that time stated they would address the small businesses when that time came. Mayor Jackson asked where the signs would be located and did he understand there would be only one sign left. He said they wanted all three

at Abercorn and Tibet, Montgomery Crossroads and Abercorn and the last in the County Corridor or Waters and Eisenhower. Mr. McCorkle stated that the applicant wants all three and one of the applications already submitted has some questioning about it and once that is flushed out and they get inappropriate answers, then maybe they could get two if both of their applications are in order. Lewis Owens with Adam's Apple Advertising came forth and stated that he spoke at the meeting a couple of weeks ago. He suggested that in order to be fair, the cap be removed for digital signs. If you look at where the zoning board has placed them they are off the board by at least three to five signs. He is not part of the permits so they are closed out. Because of the wording of the ordinance and the location of their sign they would only be able to convert one sign to a digital. Mayor Jackson said she can't speak for Council but she would not vote to remove the cap. Mr. Owens gave the locations as to where their signs were and reiterated that because of distance requirements in the ordinance and the protection of Abercorn Street Highway, you could not build on it. Alderman Johnson moved to close the hearing. Upon motion of Alderman Bell, seconded by Alderman Shabazz, the text amendment was approved as per the City Manager's recommendation. Alderman Bordeaux stated that he does not understand this and not sure why it was passed because it was a bad deal for the City and the citizens of the City. Just as there is a cap on the number of billboards there can also be a cap on the monopolizing of the number of digital billboards being purchased. If there is only 1 left then that cap should be placed on who can purchase it. If you do not have a nonconforming billboard, then you give us currency in advertisement. By not fixing it we are saying we do not care about the monopoly, therefore he is against passing the ordinance as it is. Alderman Johnson asked how you can quantify advertisement. Alderman Bordeaux responded by saying that these owners are in the advertising business the same way they sell to other companies they can do so for the City by placing Ambers and advertising City events such as a Summer Camp for this amount of time or X number of times per day. Mayor Jackson stated that this discussion is about 1 billboard and she believes Mr. Estus or whoever would get that last billboard would commit to running city advertisements. Alderman Bell stated that she would offer an amendment to the motion that the City Attorney and staff work on a requirement that stipulated with the approval of this text amendment, free advertisement space must be offered to the City. City Attorney Stillwell stated that these two motions should be separated because you run close to the line of equal protection by telling one set of billboard owners you have to advertise or give money to City and not require the other side to do so. This needs to be researched. Mayor Jackson asked Alderman Bell to amend her motion and just ask the City Attorney to look into this wording. Alderman Osborne asked if the applications in office would be exempt from the change amendment. City Attorney Stillwell stated that it should be uniform. The Clerk of Council, pulled up an article online where the City if Atlanta is about to enter into an agreement with the DOT regarding advertisements and this should be looked into for us also. Alderman Bordeaux asked that the Council go to the board for the vote. The motion carried with Mayor Jackson, Aldermen Johnson, Thomas, Osborne, Hall, Bell, and Shabazz voting in favor and Aldermen Bordeaux and Sprague voting no. Mayor Jackson stated that by common consent of Council the City Attorney is instructed to research these boards being used for public service announcements as requested by Alderman Bell and bring a report and recommendation back to Council. Ordinance to cover will be drawn up for presentation at the next meeting of Council.

PETITIONS

Ameir Mustafa of Signs for Minds for Willy Tuten of Tondee's Tavern (Tenant/Business Owner) and RWT SAV LLC (Property Owner) – Petition 120433, requested the City allow encroachment within the E. Bay Street right-of-way for the installation of a hanging sign over the pedestrian sidewalk. The subject property is located at 7 E. Bay Street between Drayton and Bull Streets.

This request has been reviewed by Public Works and Water Resources and by Development Services. City staff recommends approval of the request subject to the property owner's assumption of responsibility for injuries or damages to third parties as a result of the encroachment. All City construction guidelines must be followed, and the sign installation must meet all federal, state and local codes. The petitioner and the property owners alike should be advised that such encroachment grants no ownership rights to the property and that, if ever required, the sign must be removed at the petitioner's or property owner's expense.

Ameir Mustafa of Signs for Minds for Harley Krinsky of York Street Vacation Condos and Whit LLC (Property Owner) – Petition 120452, requested the City allow encroachment within the Whitaker Street right-of-way for the installation of two (2) hanging signs over the pedestrian sidewalk. The subject property is located at 134 Whitaker Street, at the southeast corner of York and Whitaker Streets.

Upon motion of Alderman Johnson, seconded by Alderman Sprague, the two petitions of Ameir were unanimously approved as per the City Manager's recommendation.

This request has been reviewed by Public Works and Water Resources and by Development Services. City staff recommends approval of the request subject to the property owner's assumption of responsibility for injuries or damages to third parties as a result of the encroachment. All City construction guidelines must be followed, and the sign installation must meet all federal, state and local codes. The petitioner and the property owners alike should be advised that such encroachment grants no ownership rights to the property and that, if ever required, the sign must be removed at the petitioner's or property owner's expense.

Angela Bean of Doug Bean Signs for Goodwill Industries (Tenant/Business) and Mega K LLC (Property Owner) – Petition 120492, requested the City allow encroachment within the W. Broughton Street right-of-way for the installation of a hanging sign over the pedestrian sidewalk. The subject property is located at 108 W. Broughton Street, between Whitaker and Barnard Streets. This request has been reviewed by Public Works and Water Resources and by Development Services. City staff recommends approval subject to the property owner's assumption of responsibility for injuries or damages to third parties as a result of the encroachment. All City construction guidelines must be followed, and the sign installation must meet all federal, state and local codes. The petitioner and the property owners alike should be advised that such encroachment grants no ownership rights to the property and that, if ever required, the sign must be removed at the petitioner's or property owner's expense. Upon motion of Alderman Johnson, seconded by Alderman Sprague, the petition was unanimously approved as per the City Manager's recommendation.

Todd Naugle of Lott & Barber Inc. for Chatham County (Property Owner) – Petition 120449, requested the City allow encroachment within the Abercorn Street right-of-way for the construction of three (3) concrete cross-overs, and construction of four (4) concrete cross-overs within the E. President Street right-of-way. The concrete cross-overs will span the tree-lawn from curb to existing sidewalk. The subject property is located at 123 Abercorn Street, northwest corner of Oglethorpe Square.

This request has been reviewed by Public Works and Water Resources, Sanitation, Development Services and Park and Tree. City staff recommends approval subject to the property owner's assumption of responsibility for injuries or damages to third parties as a result of the encroachment(s). All City construction guidelines must be followed, and the installation must meet all federal, state and local codes including the latest ADA requirements. The petitioner and the property owners alike should be advised that such encroachment grants no ownership rights to the property and that, if ever required, encroachment grants no ownership rights to the property and that, if ever required, the sign must be removed at the petitioner's or property owner's expense.

Upon motion of Alderman Bell, seconded by Alderman Hall, the petition was approved as per the City Manager's recommendation as follows: Voting in favor, Mayor Jackson, Aldermen Thomas, Bordeaux, Bell, Osborne, Hall, Sprague and Shabazz. Alderman Johnson recused himself from the discussion and voting on this item.

ORDINANCES

First and Second Readings

Ordinances read for the first time in Council April 4, 2013, then by unanimous consent of Council read a second time April 4, 2013, placed upon its passage, adopted and approved upon a motion by Alderman Bell seconded by Alderman Johnson and carried with the following voting in favor, Mayor Jackson, Aldermen Bordeaux, Bell, Osborne, Hall, Sprague, Johnson and Shabazz and Alderman Tony Thomas voting no.

AN ORDINANCE To Be Entitled

AN ORDINANCE TO REZONE CERTAIN PROPERTY FROM ITS PRESENT R-6 ZONING CLASSIFICATION TO A PUD-IS ZONING CLASSIFICATION; TO REPEAL ALL OTHER ORDINANCES IN CONFLICT HERewith; AND FOR OTHER PURPOSES:

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in a regular meeting of Council assembled and pursuant to lawful authority thereof:

SECTION 1: The following described property be rezoned from its present R-6 zoning classification to a PUD-IS zoning classification:

LEGAL DESCRIPTION

Starting at a point, [X: 976,123.917 ft Y: 716,700.945 ft] located at the approximate intersections of the centerlines of White Bluff Road and Heritage Park Drive; thence proceeding in a direction N 13-38-32 E, along the centerline of the White Bluff Road for approximately 208.202 ft. to a point [X: 976,173.0233 ft Y:716,903.272 ft], with said point being, THE POINT OF BEGINNING; thence proceeding in a direction: N 13-40-4 E, along the centerline of the White Bluff Road for approximately 118.167 ft. to a point thence proceeding in a direction: N 67-5-46 W, along a line for an approximate distance of: 590.41 ft. to a point, thence proceeding in a direction: S 77-20-1 W, along the approximate centerline of Cedar Grove Road for an approximate distance of: 200 ft. to a point, thence proceeding in a direction: S 67-4-22 E along a line for an approximate distance of: 772.058 ft. to a point, [X: 976,173.0233 ft Y:716,903.272 ft], with said point being, THE POINT OF BEGINNING

This property is further identified by the Property Identification Number as follows:

P.I.N.: 2-0653-03-007B

SECTION 2: That the requirement of Section 8-3182(f)(2) of said Code and the law in such cases made and provided has been satisfied. That an opportunity for a public hearing was afforded anyone having an interest or property right which may have been affected by this zoning amendment, said notice being published in the Savannah Morning News the 1st day of March , 2013, a copy of said notice being attached hereto and made a part hereof.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED AND APPROVED: APRIL 4, 2013.

MPC FILE NO.: 12-002055-ZA

Ordinances read for the first time in Council April 4, 2013, then by unanimous consent of Council read a second time April 4, 2013, placed upon its passage, adopted and approved upon a motion by Alderman Sprague seconded by Alderman Bell and unanimously carried.

AN ORDINANCE TO AMEND SECTION 8-3112(g) (1) OF THE CODE OF THE CITY OF SAVANNAH (2003) PERTAINING TO PLANNING REGULATION OF DEVELOPMENT-CHANGES IN NONCONFORMING USES; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; AND FOR ALL OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled and pursuant to lawful authority thereof:

SECTION 1: That Section 8-3112(g)(1) of the Code of the City of Savannah, Georgia (2003), herein after referenced as "Code", be amended as follows:

REPEAL

Section 8-3112(g)(1) in its entirety

ENACT

(g) Nothing in this section shall prevent the addition of an incidental nonconforming use to an existing nonconforming principal use when approved by the Mayor and Aldermen.

(1) The sale or serving of wine from a sit down restaurant, by the drink, for consumption on the premises, shall be allowed within the RIP-A1 district subject to:

- (i) The restaurant shall front onto a street classified as an arterial or collector on the city street classification map.
- (ii) Wine shall be served and consumed only as a part of a full service meal. Alcoholic beverages and malt beer shall be prohibited.
- (iii) Wine sales shall be limited to the hours between 11:00 a.m. and 10:00 p.m. except on Sundays when the beginning service time shall comply with Sec. 6-1212(b) (Sale of Alcohol Beverages on Sunday), as amended, of the City Code.
- (iv) Wine shall not be sold for take-out consumption.
- (v) No display or advertisement for the sale of wine shall be visible from the exterior of the structure.
- (vi) Deliveries and pickups shall be accomplished in a manner so as not to block access to adjacent residential properties.
- (vii) Pool tables, amusement games and videos, live music and karaoke shall not be permitted. Loudspeakers and music speaker systems shall not be permitted on any public property adjacent to the restaurant use.
- (viii) Trash and waste generated from the restaurant shall utilize only household trash receptacles. No dumpsters shall be permitted.
- (ix) An area dedicated as a bar area or serving as a bar area shall not be permitted.
- (x) This section shall only apply to existing restaurants that are nonconforming due to zoning map amendment or text amendments. The restaurant building shall not be greater than 2,500 square feet and shall not have more than 50 chairs.

SECTION 2: That the requirement of Section 8-3182(f)(2) of said Code and the law in such cases made and provided has been satisfied. That an opportunity for a public hearing was afforded to anyone having an interest or property right which may have been affected by this zoning amendment, said notice being published in the Savannah Morning News, on the 2nd day of March, 2013, a copy of said notice being attached hereto and made a part hereof.

OFFICIAL PROCEEDINGS OF SAVANNAH CITY COUNCIL MEETING 04/04/2013

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED AND APPROVED APRIL 4, 2013
MPC FILE NO. 13-000478-ZA

Ordinances read for the first time in Council April 4, 2013, then by unanimous consent of Council read a second time April 4, 2013, placed upon its passage, adopted and approved upon a motion by Alderman Sprague seconded by Alderman Bell and unanimously carried.

AN ORDINANCE TO AMEND APPENDIX I, SECTION 209 OF THE CODE OF THE CITY OF SAVANNAH, GEORGIA (2003), PERTAINING TO SECTION 7-1024 OF SAID CODE, TO PROVIDE THAT THE STREET NAMED HERIN SHALL BE DESIGNATED A THROUGH-STREET; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled and pursuant to lawful authority thereof:

SECTION 1: That Appendix I, Section 209 of the Code of the City of Savannah, Georgia (2003), pertaining to Section 7-1024 of said Code, as amended, shall be amended as follows:

AMEND SECTION 209, THROUGH STREETS

DELETE

Reynolds Street from 40th Street to the southern city limits except its intersection with Washington Avenue to Columbus Drive.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED AND APPROVED APRIL 4, 2013.

Ordinances read for the first time in Council April 4, 2013, then by unanimous consent of Council read a second time April 4, 2013, placed upon its passage, adopted and approved upon a motion by Alderman Sprague seconded by Alderman Bell and unanimously carried.

AN ORDINANCE TO AMEND APPENDIX I, SECTION 209 OF THE CODE OF THE CITY OF SAVANNAH, GEORGIA (2003), PERTAINING TO SECTION 7-1024 OF SAID CODE, TO PROVIDE THAT THE STREET NAMED HERIN SHALL BE DESIGNATED A THROUGH-STREET; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH AND FOR OTHER PURPOSES.

OFFICIAL PROCEEDINGS OF SAVANNAH CITY COUNCIL MEETING 04/04/2013

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled and pursuant to lawful authority thereof:

SECTION 1: That Appendix 1, Section 209 of the Code of the City of Savannah, Georgia (2003) pertaining to Section 7-1024 of said Code, as amended, shall be amended as follows:

AMEND SECTION 209, THROUGH STREETS

ENACT

Reynolds Street from 40th Street to the southern city limits except its intersection with Washington Avenue, East 52nd Street, and Columbus Drive.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED AND APPROVED APRIL 4, 2013.

Ordinances read for the first time in Council April 4, 2013, then by unanimous consent of Council read a second time April 4, 2013, placed upon its passage, adopted and approved upon a motion by Alderman Sprague seconded by Alderman Bell and unanimously carried.

AN ORDINANCE TO AMEND APPENDIX I, SECTION 227 OF THE CODE OF THE CITY OF SAVANNAH, GEORGIA (2003), PERTAINING TO SECTION 7-1121 OF SAID CODE, TO PROVIDE THAT FOUR-WAY STOP TRAFFIC CONTROL SIGNS SHALL BE ERECTED AT THE WITHIN INTERSECTIONS; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled and pursuant to lawful authority thereof:

SECTION 1: That Appendix I, Section 227 of the Code of the City of Savannah, Georgia (1977), pertaining to Section 7-1121 of said Code, as amended, shall be amended by adding thereto the following:

AMEND SECTION 227, FOUR -WAY STOP TRAFFIC CONTROL SIGN

ENACT

East 52nd Street STOPS for Reynolds Street, four-way stop.
Reynolds Street STOPS for 52nd Street, four-way stop.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED AND APPROVED APRIL 4, 2013.

RESOLUTIONS

**A RESOLUTION OF THE MAYOR AND ALDERMEN OF THE CITY OF SAVANNAH
AUTHORIZING THE MAYOR TO SIGN AFFIDAVIT OF EXECUTIVE SESSION**

BE IT RESOLVED by the Mayor and Aldermen of the City of Savannah as follows:

At the meeting held on the 4th day of April, the Council entered into a closed session for the purpose of discussing personnel. At the close of the discussions upon this subject, the Council reentered into open session and herewith takes the following action in open session:

1. The actions of Council and the discussions of the same regarding the matter set forth for the closed session purposes are hereby ratified;
2. Each member of this body does hereby confirms that to the best of his or her knowledge, the subject matter of the closed session was devoted to matters within the specific relevant exception(s) as set forth above;
3. The presiding officer is hereby authorized and directed to execute an affidavit, with full support of the Council in order to comply with O.C.G.A. §50-14-4(b); 17
4. The affidavit shall be included and filed with the official minutes of the meeting and shall be in a form as required by the statute.

ADOPTED AND APPROVED THIS 4TH DAY OF APRIL, 2013 UPON MOTION BY ALDERMAN JOHNSON, SECONDED BY ALDERMAN THOMAS AND UNANIMOUSLY CARRIED.

MISCELLANEOUS

Reappoint Acting City Manager Stephanie S. Cutter. The City Charter requires reappointment of this position every three months. The last appointment was January 10, 2013. The effective date of the reappointment would be April 4, 2013.

Upon motion of Alderman Hall, seconded by Alderman Thomas Acting City Manager Stephanie S. Cutter was appointed City Manager of the City of Savannah.

Alderman Shabazz stated she wanted the record books to show she is glad she's on this Council at this time and this moment is taking place while she is on Council.

Alderman Hall hopes she accepts.

Alderman Sprague stated she's been in politics for a long time and gone through many searches for non-profit and government and this is the easiest selection she had to make.

Alderman Johnson reminded of a word that says you've been faithful over a few things and they will make you a master of many.

Alderman Thomas delighted over the fact Council was arguing over who can make the motion.

OFFICIAL PROCEEDINGS OF SAVANNAH CITY COUNCIL MEETING 04/04/2013

Alderman Osborne wants to ditto Alderman Hall and hopes Stephanie S. Cutter accepts. The employees of the City would like to see you in the position it means a lot to her as an Alderman.

Alderman Bordeaux Mrs. Cutter has been Acting City Manager for 6 months. Council has received a great deal of public comment during those 6 months from private citizens, the business community, City employees and Council members. He's racked his brain and none of it has been negative it's been positive and more positive. She is a pleasure to work with she has been honest, straight forward, candid, polite and nice. When you sit down with her you sit down with her and not her ego. The discussion seems to be about what is good for the City there is nothing more we can ask except that she accepts.

Alderman Bell over the past 6 months we as City Council have been privileged to have someone working in this capacity who has done an excellent job restoring the morale of the 2500 plus employees working for the City and it means a lot as Alderman Osborne said because it causes less problems for Council when employees are happy. As an ex employee and on behalf of the employees thank you for that and we look forward to you doing a wonderful job as we move forward.

Mayor Jackson stated she's proud of this Council for coming together, it wasn't a choice of can, will, but oh yes she's the one. Council could have chosen to go into a long drawn out process but this Council works together as a team and when Mrs. Cutter to accept the position as Interim City Manager she gladly said, "yes" and picked up and starting running. She is a visionary and I think it can be attested by members of this Council members. She has brought back togetherness among the staff, all of the employees, the leadership and the City of Savannah. I have letters in the file regarding what Mrs. Cutter has done in the community during her tenure prior to becoming Interim up to the present day and it speaks volumes to the kind of person she is. From working with Mrs. Cutter on a daily basis in her own professional way will tell you when you're wrong and will help you make the right decision, it is a team effort and that is what this Mayor and Council needs but she also listens to her staff. People talk about visions, the vision comes from the Council and we give it to her and she spreads it out to the staff. She has a vision also I hope she will bring her vision to the Council for the continued growth of our community. That being said, I hope she accepts as well.

Alderman Shabazz stated at this moment and when Council votes for Stephanie Cutter to become the 7th City Manager she will be along that wonderful, great line of City Managers that started in 1954 with City Managers Jacocks, John Hall, Floyd, Mendonsa, Michael Brown and Rochelle Small-Toney, wanted the records to show again that she will be the second female to be City Manager over our City.

A vote was made and unanimously carried. Alderman Thomas moved that Council authorizes Mayor Jackson to negotiate the terms and agreement of the City Manager's employment and bring it back to Council. This was seconded by Alderman Shabazz and unanimously carried.

Mayor Jackson acknowledged Mrs. Cutter's church members, community and employees present to support her.

Mrs. Cutter accepted the position with honor.

Mrs. Cutter Madam Mayor and Council this is indeed an honor you all have been great to work with. When I was first approached about Acting I said, yes and I was asked if I wanted the position permanently and I said, no. During that time there was a lot going on and anyone would be cautious but these 6 months have shown me what a great Council you are. I know the importance of the City Manager and City Council working in unity to move Savannah forward. It is an honor for you to even consider me and much more of an honor for you all to unanimously appoint me. I promise I will work extremely hard with the entire team of the City of Savannah and we can do great things working together.

Mayor Jackson for the benefit of our residents and the benefit of everyone in attendance Stephanie Cutter becomes the first native of Savannah City Manager.

Mayor Jackson announced Alderman Bell had to leave at this time to attend a meeting in Athens.

New Horse and Carriage Stands. Section 6-1575 of the City of Savannah's Horse-Drawn Carriages for Hire Ordinance requires new carriage stands to be reviewed and approved by the Mayor and Aldermen. The following locations – the southeast corner of W. Congress and Barnard Streets and the south side of The Strand between Whitaker and Bull Streets – have been vetted by the Tourism Advisory Committee (TAC) and approved by appropriate City departments. These new stands will resolve concerns regarding the City Market relocation. This was approved upon motion of Alderman Johnson seconded by Alderman Thomas and unanimously carried. Alderman Thomas asked that we reevaluate carriage stands and their environmental conditions.

BIDS, CONTRACTS AND AGREEMENTS

Upon a motion by Alderman Thomas, seconded by Alderman Sprague and unanimously carried, the following bids, contracts and agreements were approved per the City Manager's recommendations:

Thermoplastic Pavement Markings – Annual Contract – Event No. 202. Awarded an annual contract to procure thermoplastic pavement markings from Peek Pavement Marking in the amount of \$148,220.00. The contract will be utilized by Traffic Engineering in the application and removal of thermoplastic pavement markings on various City streets. Delivery: As Needed. Terms: Net 30 Days. Funds are available in the 2013 Budget, Traffic Engineering/Operating Supplies and Materials (Account No. 101-2103-51320).

Janitorial Services for Grayson Stadium – Annual Contract Renewal – Event No. 1143. Renewed an annual contract to procure janitorial services from Superior Janitorial Services for Georgia in the amount of \$28,000.00. The janitorial services are needed for cleaning Grayson Stadium after Sand Gnat games. The cost for janitorial services is shared with the Sand Gnats. This is the last of two renewal options available. Delivery: As Needed. Terms: Net 30 Days. Funds are available in the 2013 Budget, General Fund/Building & Grounds/Janitorial Services (Account No. 101-6120-51243).

Riding Reel Mower – Event No. 1260. Approval to procure a riding reel mower from ShowTurf, LLC in the amount of \$25,650.63. The riding reel mower will be utilized by Building and Grounds to replace unit 9623 which is no longer economical to repair or operate. The mower will be used to cut grass in various City locations.

Traffic Sign Blanks – Annual Contract Renewal – Event No. 1292. Renewed an annual contract to procure traffic sign blanks from Vulcan Signs in the amount of \$55,176.00. The sign blanks will be used by the Central Warehouse to replenish stock. The Sign Shop will draw blanks from Central Warehouse stock to assemble traffic signs. This is the first of two renewal options available. Delivery: As Needed. Terms: Net 30 Days. Funds are available in the 2013 Budget, Traffic Engineering/Construction Supplies and Materials (Account No. 101-2103-51340).

Aluminum Sulfate – Annual Contract Renewal – Event No. 1305. Renewed an annual contract to procure aluminum sulfate from General Chemical in the amount of \$410,362.00. The aluminum sulfate will be used by the I & D Water Treatment Plant in the water treatment process. This is the last of two renewal options available. Delivery: As Needed. Terms: Net 30 Days. Funds are available in the 2013 Budget, I & D Water Operating Fund/I & D Operating & Maintenance/Chemicals (Account No. 531-2581-51323).

Software Support and Maintenance Service – Sole Source – Event No. 1311. Approval to procure software support and maintenance services from Tyler Technologies, Inc. (formerly Energov) in the amount of \$41,370.00. The software support and maintenance services will be utilized by Development Services to provide tracking of site development projects. Tyler technologies, Inc. is the sole source vendor for the support and maintenance services because they are the publisher of the software. Delivery: As Requested. Terms: Net 30 Days. Funds are available in the 2013 budget, Development Services/Data Processing Equipment Maintenance (Account No. 101-3102-51251).

Blower Maintenance – Annual Contract Renewal – Event No. 900. Renewed an annual contract to procure blower maintenance to Siemens Energy & Automation (formerly Turblex, Inc.) in the amount of \$191,110.00. The maintenance will be used by the Water Reclamation plant to maintain and repair the Turblex blowers. This is the first of two renewal options available. Bids were originally received July 12, 2011. Delivery: As Needed. Terms: Net 30 Days. Funds are available in the 2013 Budget, Water & Sewer Fund- Operating/President Street Plant/Other Contractual Service; Water & Sewer Fund-Operating/Small Plant Operating & Maintenance/Shop Supplies/Propane (Account No. 521-2553/2554-51295; 521-2553/2554-51350).

Prescription Benefit Manager – Annual Contract Renewal – Event No. 1028. Renewed an annual contract to procure Pharmacy Benefit Management (PBM) services for City of Savannah employees from CVS Caremark at a fixed fee of \$12,000.00. The City of Savannah offers a self-funded prescription drug plan to eligible active employees, pre-65 retirees and eligible dependents. The total members currently enrolled are 5,655. The prescription drug plan provides retail and mail order outpatient prescription drugs as well as specialty pharmacy, which benefit in 2012 had a total plan cost of approximately \$5,200,000.00. This is the first of four renewal options available. Funds are available in the 2013 Budget, Risk Management Fund/Risk

Management Medical Insurance/Administrative Charges/Expenses (Account No. 621-9805-52239).

Terms: Net 30 Days. Funds are available in the 2013 Budget Capital Improvement Projects/Other Costs/Little Neck Road Improvements (Account No. 311-9207-52842-TE0816).

Storm Debris Removal – Annual Contract Renewal – Event No. 1312. Renewed an annual contract to procure storm debris removal services from Phillips & Jordan, Inc. (Primary), DRC Emergency Services (Secondary) and Ashbritt, Inc. (Tertiary) in the amount of \$24,227,810.00.

This contract would be utilized in the event of a major hurricane or other disaster that results in more debris than can be managed by City staff. The cost of these services in most instances would be reimbursed by FEMA/GEMA. Fees are based on unit prices for hauling/removal of debris, debris reduction, animal carcass removal, stump removal and other related Services. This is the last of three renewal options available. Proposals were evaluated on the basis of experience and qualifications, debris management services, fees and responsiveness. Proposals were originally received April 28, 2009. Delivery: As Needed. Terms: Net 30 Days.

Alderman Osborne requested that this item be pulled and said when reading through the statement accompanying the document it appears as though the City has not had a contract for the past year. She also stated that the companies being looked at will be reviewed based on 2009 submittals. These firms are not local contractors, only one is a local minority contractor and the other two are non-minority. She stated to assist and work cooperatively with City staff, she proposed that the City extend the renewal contract for only three months and then piggyback with the County's contract since one of the companies the County uses has already been vetted and the homework has already been done. She stated this is similar to what the city of Pooler has done. At that time, an RFP can go out for bid but her recommendation was to stay with the County. Alderman Johnson inquired as to the capacity of these companies in the event of a tragic incident and asked Stephanie Cutter, City Manager what her thoughts were on this before they extend the three-month contract.

Ms. Cutter said her concern was that if a disaster hit the community and they had piggybacked off the contract, would there be sufficient resources for the City. She stated that they should do some follow-up on this to ensure that the City would receive the needed services. Alderman Johnson stated that maybe they should hold up on this while this is being investigated and asked if there is currently a contract in place in terms of emergency preparedness. Mayor Jackson responded no and Alderman Osborne stated that the City has not had a contract for a year and went through the last hurricane season without one. Alderman Johnson then asked what the City would do for instance if something happened today which is not typically "hurricane season" and also asked where they are in terms of emergency preparedness. Ms. Cutter stated that they could always piggyback off the County's emergency services and Alderman Osborne said that was what her preference would be. She also stated that she had shared information with the City Manager as well as Chief Middleton regarding the capacity of the local minority firm. They were the sole contractor for the state of Mississippi, removed 25 million cubic yards of debris across a 200 mile stretch, worked in Connecticut during hurricane Sandy, and in New Jersey they disposed of 3.5 million yards of debris. She stated that one thing that sold her was the company also utilized a

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local workforce up to 70% and the City needs jobs along with this type of community commitment.

Alderman Thomas stated he agreed with Alderman Osborne in terms of utilizing a local workforce but stated he hopes this will not be a time where they rush to get these jobs because they need to obtain more sustainable positions. Alderman Bordeaux then asked to hear the City Manager's thoughts on why they should adopt Alderman Osborne's proposal. Ms. Cutter responded that the decision to extend the primary contract through July with Phillips and Jordan was based on ensuring that the City of Savannah would have first priority in the event of a disaster. She also stated that Alderman Osborne is correct in saying the City has not went out to bid for this service. The City has just hired Mr. Daniel Stowers as the new Emergency Manager and he is now onboard working with the Purchasing Director to put together an RFP to go out to bid; they expect to award August 1st. Alderman Bordeaux then asked if they do piggyback with the County is there a fear that the City will not get first priority, and Ms. Cutter stated that was also her concern. Mayor Jackson stated she did not hear that and Alderman Osborne stated she did not understand it. Alderman Bordeaux explained that Ms. Cutter implied and made it implicit that if there was a piggyback there could be a question as to whose debris would get cleaned up first – whether it was the City, County or whoever. Alderman Osborne stated that she wasn't the City Manager but wanted to make a comment in the form of a question - if they had one company and decided to piggyback, that same company would have to make a clear decision with the City's emergency managers as to which municipality would get first priority, it would not be one city versus another and asked if that was correct. Ms. Cutter stated the way she viewed it was that it was the County's contract and the City of Savannah would be piggybacking off their contract. Alderman Osborne then asked would the City still have a contract with that company, and asked Ms. Cutter if the City is calling at the same time as the County, who do they listen or respond to first as that is her only concern. Alderman Johnson then asked who the company's first responsibility is to. Ms. Cutter stated that it is the County's contract so she assumes they first would be responsive to FEMA.

Alderman Shabazz said in reference to the statistics given by Alderman Osborne, this company is quite capable, has worked all around the country cleaning up all types of debris, and she believes they would be very capable of carrying out all the functions needed in the community. Mayor Jackson asked if there were any more comment and then invited Mr. Stowers to come up and introduce himself. She asked him to comment on this subject and he stated that he was very familiar with the company, worked with them in a prior role and that FEMA made a wise choice as they were topnotch nationally. He also worked with one of the other two companies as well but not with the third but said they were all first-rate companies. He said his personal opinion was that he didn't see anything majorly different with what the City would want in their contract for debris removal however, FEMA is constantly changing their policies. Mr. Stowers also stated that he would not be concerned with the City getting less service or being second, but would want to have a say in debris monitoring, the debris cost and the way in which the process was carried out. He stated he's afraid that if the City does not have a say in this, then when the time comes as it will, the City will have less influence in the way debris is handled. Alderman Osborne thanked him for his comments and asked if these were things that could be discussed during contract negotiation. Mr. Stowers responded yes and that was what he intended to do. He also stated that the 90-day extension was really an insurance policy to close the gap during the peak season and go through the process correctly. Alderman Osborne stated that since he was familiar with the company, if there were problems with piggybacking would he bring those issues to the Council.

He responded yes he would, did not think there would be any issues from a financial standpoint, but would defer to the Purchasing Department as they are the subject matter experts on that. He stated he would just want to make sure things were in order. Alderman Osborne thanked him again for his comments. Alderman Bordeaux asked to follow-up on Ashbritt being a large national company and able to handle the City and County at the same time, and asked if that were correct. He said he would not be surprised if Ashbritt had a dozen contracts in effect at the same time up and down the coast, and doesn't think it would impact Savannah in terms of servicing the City's needs. Alderman Bordeaux then stated that lack of priority would not be a problem and Mr. Stowers responded no it would not. Mayor Jackson then asked if there were any other questions and there were none. She then asked for a motion to extend the existing contract for three months and after investigation by the City Manager to piggyback with the County in August. Upon motion of Alderman Osborne, seconded by Alderman Shabazz, it was unanimously carried.

Little Neck Road Improvements at New Hampstead High School – Sole Source – Event No.

1317. Approval to procure design and engineering services for the Little Neck Road Improvements at New Hampstead High School from Thomas & Hutton in the amount of \$45,000.00. The project is for design and engineering services that will ensure safe access to the New Hampstead High School on Little Neck Road. City staff has evaluated traffic generated by the new high school and determined lane improvements were warranted. Lane configurations will allow for left turns off of little Neck Road while allowing thru traffic to bypass around vehicles making a left turning movement into the school. The reason for selecting the proposer was they were the civil design consultants for the school project and have extensive knowledge of the site that will allow for some cost efficiencies in the design process. Delivery: 184 Days.

This item was approved upon motion of Alderman Thomas, seconded by Alderman Johnson and carried with the following voting in favor: Mayor Jackson, Aldermen Thomas, Johnson, Sprague, Osborne, Bordeaux and Hall. Alderman Shabazz recused herself and did not vote on this item.

Lift Station No. 64 Odor Control – Event No. 1124. Approval to procure construction services for Lift Station No. 64 odor control improvements from Southern Champion, Inc. in the amount of \$405,141.00. This project is for the provision and installation of a fully functional odor control system to reduce odors coming from the lift station that occur when wastewater is pumped long distances. Lift Station No. 64 is located along the northbound Truman Parkway frontage road, south of Wheaton Street and the cemetery. This lift station receives about 10 million gallons of sewage from midtown and the south side per day. Delivery: 240 Days. Terms: Net 30 Days. Funds are available in the 2013 Capital Improvement Project/Other Costs/Wilshire Plant Decommissioning (Account No 311-9207-52842- SW0324). Alderman Thomas stated that it is fantastic that this project is underway. It is not in his district but actually in Alderman Osborne's, but he travels that route. The station emits a foul odor so he is very glad it is being replaced.

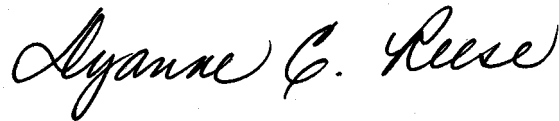
The following announcements were made:

- Mayor Jackson congratulated the City staff on receiving the Sunny Award presented by the Sunshine Review a national non-profit organization dedicated to government transparency for the website.

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- Mayor Jackson introduced Mrs. Connie Hall of the Savannah/Chatham Board of Education who thanked Council for the Little Neck School project.
- Mayor Jackson recognized the President of the Carver Village Neighborhood association, Reverend Ellis.
- Mayor Jackson introduced Trip Tollison, Interim CEO for SEDA and The WTC Director.
- Alderman Thomas stated the Savannah Sand Gnats will have their first game tonight at Grayson Stadium.
- Alderman Johnson acknowledged the appearance of Mayor Jackson and Mr. Trip Tollison in the Savannah Trend Magazine.
- Mayor Jackson announced that the NLC will be bringing three meetings to Savannah. ICMA will also be bringing their Executive Board. She stated that Council members and staff are very successful in bringing these meetings to Savannah when they travel on the City's behalf.

There being no further business, Mayor Jackson declared this meeting of Council adjourned.

A handwritten signature in black ink that reads "Dyanne C. Reese". The signature is written in a cursive, flowing style.

Dyanne C. Reese, MMC
Clerk of Council